

**MINUTES OF A SPECIAL CALLED MEETING OF THE BOARD OF TRUSTEES  
OF STATE INSTITUTIONS OF HIGHER LEARNING**

**March 9, 1995**

**BE IT REMEMBERED**, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in a Special Called Meeting in Room 4-1, Universities Center, Jackson State University, Education and Research Center, in Jackson, Mississippi, on Thursday, March 9, 1995, at 10:00 a.m., pursuant to notice in writing to each and every member of said Board. There were present the following members to wit: Ms. Nan McGahey Baker, Mr. William Sterling Crawford, Mr. Frank Crosthwait, Ms. Ricki Garrett, Mr. Will A. Hickman, Mr. J. Marlin Ivey, Mr. James W. Luvene, Ms. Diane Martin Miller, Mr. J. P. "Jake" Mills, Mr. Carl Nicholson, Jr., Dr. Cass Pennington, and Mr. Sidney L. Rushing. The meeting opened with prayer by Board member J. P. "Jake" Mills and was called to order by Ms. Diane Martin Miller, President.

The Board convened in Open Session for the purpose of conducting a public briefing on the *Memorandum Opinion and Remedial Decree* rendered by Judge Neal Biggers, Jr., U. S. District Court on March 7, 1995, in the Ayers case. (*Jake Ayers, Jr.; Bennie G. Thompson; Virginia Hill; B. Leon Johnson; Pamela Gipson, Individually and on Behalf of All Others Similarly Situated; et al., Plaintiffs - United States of America, Plaintiff/Intervenor v. Kirk Fordice, Governor, State of Mississippi; W. Ray Cleere, Commissioner of Higher Education; Board of Trustees of State Institutions of Higher Learning, Diane Martin Miller, President, Nan McGahey Baker, Vice President, William S. Crawford, Frank Crosthwait, Ricki R. Garrett, Will A. Hickman, J. Marlin Ivey, James W. Luvene, J. P. "Jake" Mills, Carl Nicholson, Jr., Cass Pennington, Sidney L. Rushing, Members; Delta State University, Kent Wyatt, President; Mississippi State University, Donald W. Zacharias, President; Mississippi University for Women, Clyda S. Rent, President; University of Mississippi, R. Gerald Turner, Chancellor; University of Southern Mississippi, Aubrey K. Lucas, President; et. al., Defendants - NO. 4:75CV009-B-O.*)

The briefing was conducted by Mr. William Goodman, private counsel for the defendants. A copy of the opinion and remedial decree is included in the "Board Meeting Agenda, Working File, March 9, 1995" on file in the Board office.

After the report, on motion by Ms. Baker, seconded by Mr. Luvene, and unanimously passed, the Board voted to recess and then reconvene in Open Session in the IHL Board Room.

**EXECUTIVE SESSION**

On reconvening in Open Session, on motion by Mr. Crosthwait, seconded by Mr. Hickman, the Board voted unanimously to close the meeting to determine whether or not it should declare an Executive Session. On motion by Mr. Crawford, seconded by Ms. Baker, the Board voted unanimously to go into Executive Session for the reasons later reported by the President in Open Session and stated in these minutes.

The President reopened the meeting and announced that the Board had voted unanimously to go into Executive Session to:

- **Conduct business with regard to the Memorandum Opinion and Remedial Decree by Judge Neal Biggers, Jr., U. S. District Court, rendered in the Ayers case.**
- **Conduct business pertaining to applicants for the Commissioner of Higher Education**

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In Executive Session, the Board took the following action which was later reported by the President in Open Session.

- **Conduct business pertaining to applicants for the Commissioner of Higher Education**
- **Conduct business with regard to the Memorandum Opinion and Remedial Decree by Judge Neal Biggers, Jr., U. S. District Court, rendered in the Ayers case.**

**No action was taken by the Board on either matter.**

On motion by Ms. Baker, seconded by Mr. Nicholson, the Board voted unanimously to return to Open Session.

After returning to Open Session, the Commissioner briefed the Board on a special legislative budget request to implement the Ayers decision.

**On motion by Ms. Baker, seconded by Mr. Nicholson, and unanimously passed, it was**

**RESOLVED, That the Board hereby approves the Special Legislative Request for FY 1995-96 in the total amount of \$35,829,362, as follows:**

	<b>Funding Request FY 1995-96</b>
1. Monitoring Committee	\$ 135,000
2. Implementation of new admission standards	\$ 5,319,362
3. On-site institutional study of Jackson State University	\$ 475,000
4. Jackson State University property acquisition, enhancement of entrances, security and grounds	\$15,000,000
5. Endowment Trust Fund	
Jackson State University	\$ 5,000,000
Alcorn State University	\$ 5,000,000
6. Small Farm Development Center (Alcorn State University)	\$ 4,000,000
7. Planning Funds for Alcorn State University MBA Program	
Natchez	\$ 150,000
8. Delta State University/Mississippi Valley State University Study	\$ 350,000
9. Community college/university admissions and articulation coordination	\$ 150,000
10. Review of operation and maintenance procedures and possible system level coordination	\$ 250,000
<b>TOTAL</b>	<b>\$35,829,362</b>

**ADJOURNMENT**

There being no further business to come before the Board, on motion by Ms. Baker, seconded by Mr. Mills, the Board voted unanimously to adjourn.

Persons Attending the Executive Session:

Members of the Board: Ms. Nan McGahey Baker, Mr. William Sterling Crawford, Mr. Frank Crosthwait, Ms. Ricki Garrett, Mr. Will A. Hickman, Mr. J. Marlin Ivey, Mr. James W. Luvene, Ms.

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Diane Martin Miller, Mr. J. P. "Jake" Mills, Mr. Carl Nicholson, Jr., Dr. Cass Pennington, Mr. Sidney L. Rushing.

Board Administrative Staff: Dr. W. Ray Cleere, Commissioner; Dr. Ann Homer Cook, Associate Commissioner of Higher Education/Executive Secretary; Dr. Charles Pickett, Associate Commissioner of Academic Affairs; Mr. John Bowman, Assistant Commissioner of Construction and Physical Affairs.

Institutions: Dr. Lucy Lott, Assistant Vice Chancellor for Budget and Auditing, University of Mississippi Medical Center.

Governor's Office: Dr. Jeanne Forrester, Education Advisor; Mr. Greg Henkebein, Legal Counsel.

Private Counsel: Mr. Paul Stephenson, Mr. William Goodman, private counsel for the defendants, Ayers case.

Office of the Attorney General: Mr. Lloyd Arnold, Assistant Attorney General.

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President, Board of Trustees of State Institutions of Higher Learning

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Associate Commissioner/Executive Secretary, Board of Trustees of  
State Institutions of Higher Learning